

REMARKS

In the above-noted Office Action, the Examiner found the application contained two distinct inventions: Group I (claims 1-84 and 100) and Group II (claims 85-99). Applicants hereby elect Group I: (claims 1-84 and 100) for prosecution on the merits. This election is made without traverse. Claims 85-99 designated by the Examiner as Group II are now cancelled from the Application. Claims 1-84 and 100 remain in the as in their as-filed form.

In response to the election of species requirement for Group I, Applicant elects Species IC (Dispenser with Lever Mechanism 41 and spring-loaded reservoir); the embodiment of Figures 4-6 for prosecution on the merits. This election is made without traverse. Claims 1-7, 9-41, 44-84 and 100 appear to be readable upon a Dispenser with a Lever Mechanism and a spring-loaded reservoir.

In light of the cancellation of claims to non-elected invention of Group I, Applicants respectfully request, under 37 CFR 1.48(b), to enter the above request for deletion of correctly named inventors. Whereas the claims now on file relate to an injection device, the inventors to be deleted contributed only to the development of the novel cement claimed in claims 85-99. The undersigned acknowledges that the novel cement invention is no longer being claimed in the present application.

In accordance with the 37 CFR 1.48(b) request, please charge the 37 CFR 1.17(I) fee to Deposit Account No. 10-0750/DEP0468/TMD.

In addition, please provide any extensions of time which may be necessary and charge any fees which may be due to Deposit Account No. 10-0750, but do not include any payment of issue fees.

Attached hereto is a marked-up version of the changes made to the specification and claims by the current amendment. The first page of the attachment is captioned "Version with markings to show changes made".

Should there be any remaining or further questions, the Examiner is requested to place contact the undersigned directly.

Respectfully submitted,

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VERSION WITH MARKINGS TO SHOW CHANGES MADE

IN THE TITLE:

Vertebroplasty Injection Device [And Bone Cement Therefor]